

DECLARATION

As a representative of Mutsumi International Patent Bureau (hereinafter "Mutsumi"), I declare that:

Mutsumi represents Komatsu Ltd., the assignee of record in U.S. Patent Application Serial No. 10/574,977 filed on April 7, 2006. Everest Intellectual Property Law Group represented Komatsu Ltd. before the U.S. Patent and Trademark Office at the time of the filing of this application.

On behalf of Komatsu Ltd., on March 28, 2006, we instructed Everest Intellectual Property Group to establish the following claim of priority for this application.

CROSS-REFERENCE TO RELATED APPLICATION

This application claims the benefit of priority to U.S. Patent Application Serial No. 10/683,269 entitled "Pin Assembly for Track Roller Bogie of Track-Type Drive System" filed on October 14, 2003, and now abandoned, the entire contents of which are incorporated herein by reference.

Between March 28, 2006 and present, the firms, Everest Intellectual Property Law Group and Fish & Richardson P.C. have represented Komatsu Ltd. before the U.S. Patent and Trademark Office. Each of these firms corresponded with Komatsu Ltd. through our firm. Yet, until we received the Office Action mailed March 7, 2008 from Everest Intellectual Property Law Group, we, and therefore, Komatsu Ltd., were unaware that the priority claim had not been made, as previously instructed.

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Mutsumi's representative's signature: Takeo Noguchi Date: 7-10-08

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